

and passed by the following vote:

YEAS—Messrs. Batte, Harcourt, Hartley, Casey, Cook, Crawford of Jasper, Darden, Erath, Guinn, Houston, Lea, Mitchell, Moore, Obenchain, Scarborough, Shelley, Shepard, and Wheeler—[18].

NAYS—Messrs. Boyd, Branch, Burnett, Crawford of Fannin, Dickson, Durant, Graham, Jordan, Reed, Selman, and Weatherford—[11].

Bill to legalize the official acts of the civil officers of Newton County. Read 2nd time, substitute of Committee on State Affairs adopted and ordered to be engrossed.

A bill to amend the 3rd section of an Act to incorporate the Dallas Bridge Company. Read 3rd time and passed by the following vote:

YEAS—Messrs. Boyd, Branch, Burnett, Casey, Cook, Crawford of Fannin, Darden, Dickson, Durant, Erath, Graham, Guinn, Harcourt, Hartley, Houston, Jordan, Lea, Mitchell, Obenchain, Reed, Scarborough, Selman, Shelley, Shepard, Weatherford, and Wheeler—26.

NAYS—None.

A bill for the benefit of irrigable property. Read 3rd time and passed. On Mr. Burnett's motion the Senate adjourned until Monday 10 o'clock A. M.

Monday, November 25, 1861.

Senate met pursuant to adjournment. Prayer by the Chaplain. Roll called. Quorum present. The journal of Saturday was read and adopted.

Mr. Harcourt, Chairman of the Judiciary Committee, reported a substitute for a bill granting certain powers to the mayor of the town of Mount Vernon in Titus County and recommended its adoption and passage.

Mr. Casey, Chairman of the Committee on Militia and Military Affairs, reported and recommended the passage of a bill to authorize and require the Comptroller to audit and settle the accounts of quartermasters appointed for the several camps of instruction authorized by order of the Governor and to authorize said quartermasters to pay over any money in their hands to the chief justices of the counties authorizing supplies to said camps in proportion to their respective contributions.

Mr. Crawford of Jasper introduced a bill to raise jurors' fees to two dollars per day and to pay ten cents per mile for going to and returning from the court house. Read 1st and 2nd times and referred to Committee on State Affairs.

Mr. Burnett introduced a bill for the relief of preemp-

tion settlers. Read 1st and 2nd times and referred to Committee on Public Lands.

On motion of Mr. Jordan, Mr. Moore was added to the Committee on Militia and Military Affairs.

A message was received from the Governor which on motion of Mr. Erath was referred to the Committee on Indian Affairs."

ORDERS OF THE DAY

A bill granting preemption privileges to actual settlers. Read 2nd time and on Mr. Graham's motion made the special order for Monday next at 11 o'clock A. M.

A bill to provide for the sale of certain property belonging to the State and for the payment therefor in money or treasury warrants. Read third time and passed.

A bill to amend the charter of the Waco Classical School. Read 2nd time and ordered to be engrossed.

A bill to amend the 1st section of the Act of Limitations, approved 5th of February, 1841. Read 2nd time.

Mr. Shelley moved to amend by striking out "eight years" and inserting "six years."

Mr. Hartley moved to lay the bill and amendment on the table upon which the yeas and nays were as follows:

YEAS—Messrs. Branch, Cook, Darden, Dickson, Durant, Finlay, Graham, Hartley, Jordan, Lea, Scarborough, Selman, Shepard, and Wheeler—14.

NAYS—Messrs. Batte, Boyd, Burnett, Crawford of Fannin, Crawford of Jasper, Erath, Guinn, Houston, Harcourt, Mitchell, Moore, Obenchain, Parsons, Reed, Shelley, and Weatherford—16.

Mr. Shelley's amendment was then adopted.

Mr. Hartley moved to reconsider the vote which refused to lay the bill on the table. Carried.

Mr. Harcourt moved to lay the amendment on the table which was carried by the following vote:

YEAS — Messrs. Batte, Branch, Crawford of Jasper, Durant, Erath, Guinn, Harcourt, Hartley, Houston, Jordan, Mitchell, Moore, Obenchain, Parsons, and Selman—15.

NAYS—Messrs. Boyd, Burnett, Casey, Cook, Crawford of Fannin, Darden, Dickson, Finlay, Reed, Scarborough, Shelley, Shepard, Weatherford, and Wheeler—15, the President voting yea.

Mr. Finlay moved to strike out in the 19th line the word "servants" and insert "agents." Adopted.

Mr. Hartley moved to strike out "three years" and insert "four years" on accounts. Lost.

" See Appendix I, message of Governor F. R. Lubbock to the Senate, November 23, 1861.

Mr. Guinn moved a division of the question. The yeas and nays on striking out were as follows:

YEAS — Messrs. Branch, Cook, Crawford of Fannin, Darden, Dickson, Durant, Finlay, Hartley, Jordan, Lea, Mitchell, Moore, Reed, Scarborough, Shepard, and Wheeler—16.

NAYS — Messrs. Batte, Boyd, Burnett, Casey, Crawford of Jasper, Erath, Guinn, Harcourt, Houston, Obenchain, Parsons, Selman, Shelley, and Weatherford—14.

Mr. Shepard moved to indefinitely to postpone the bill which was carried by the following vote:

YEAS—Messrs. Branch, Burnett, Cook, Darden, Dickson, Durant, Graham, Hartley, Jordan, Lea, Moore, Reed, Scarborough, Shepard, Weatherford, and Wheeler—16.

NAYS—Messrs. Batte, Boyd, Casey, Crawford of Jasper, Crawford of Fannin, Erath, Finlay, Guinn, Harcourt, Houston, Mitchell, Obenchain, Parsons, Selman and Shelley—15.

Mr. Crawford of Jasper, Chairman of the Committee on Engrossed Bills, reported a joint resolution legalizing the official acts of certain officers of Newton County properly engrossed.

Mr. Guinn's resolution relative to increasing the tax from 25 cents to 50 cents on the \$100 worth of property was referred to the Committee on Finance.

A bill to amend the 16th section of an Act regulating elections, approved 16th March, 1848. Read 2nd time.

Mr. Finlay offered the following amendment: "provided that in cases of election to fill vacancies the Chief Justice who may be the returning officer for the district shall open the returns on the tenth day after the election and issue his certificate in accordance therewith." On Mr. Shelley's motion the bill and proposed amendment were rereferred to the Judiciary Committee.

A bill to authorize the County Court of Angelina County to regulate the pay of the sheriff therein in certain cases. Read 2nd time. Mr. Hartley moved to strike out 2nd section.

Mr. Crawford of Jasper moved to lay the motion on the table upon which the yeas and nays stood thus:

YEAS—Messrs. Boyd, Branch, Casey, Cook, Crawford of Fannin, Crawford of Jasper, Dickson, Durant, Mitchell, Reed, Shelley, Shepard, Weatherford, and Wheeler—[14].

NAYS—Messrs. Batte, Darden, Finley, Graham, Guinn, Harcourt, Hartley, Houston, Jordan, Lea, Moore, Scarborough, and Selman—[13]. The bill was then ordered to be engrossed.

A bill to legalize the official acts of the civil officers of Newton County. Read third time and passed.

A bill to incorporate the Austin Hook and Ladder Company. Read 2nd time. Mr. Shelley moved to amend by striking out the word "actual" and inserting "active." Carried and bill ordered to be engrossed.

Mr. Guinn by leave introduced a bill granting Solomon Wolfe the privilege of constructing a toll bridge across the Angelina River. Read 1st and 2nd times and referred to Committee on Roads, Bridges, and Ferries

Mr. Dickson by leave introduced a bill to authorize the Governor to appoint Commissioners of Deeds in the Choctaw and Chickasaw Nations of Indians. Read 1st and 2nd times and referred to Judiciary Committee.

Mr. Hartley, Chairman of the Committee on State Affairs, by leave reported a bill and accompanying documents together with the Governor's message on the subject of a hospital fund for the benefit of the sick and wounded soldiers of the State of Texas in the Confederate Army and asked that it be referred to the Committee on Militia and Military Affairs. Report adopted.

Mr. Crawford of Jasper offered the following resolution: "**Resolved**, That a committee of nine be appointed by the President to be called the Committee on Agricultural Affairs." Laid over one day.

On motion of Mr. Guinn the Senate adjourned until 10 o'clock A. M. tomorrow.

Tuesday, November 26, 1861.

Senate met pursuant to adjournment, a prayer by the Chaplain. Roll called. Quorum present. The journal of yesterday was read and adopted.

Mr. Parsons presented the petition of James B. Arnold, President of the Eastern Texas Railroad Company, which was referred to the Committee on Internal Improvements.

Mr. Lea, Chairman of the Committee on Finance, made the following report: ¹⁰

Mr. Erath, Chairman of the Committee on Indian Affairs, reported a bill to authorize the Governor to appoint an agent for the Alabama and Coushatta Indians and recommended its passage.

Mr. Crawford of Jasper, Chairman of the Committee on Engrossed Bills, reported as correctly engrossed the following: bill to authorize the County Court of Angelina County to regulate the pay of the sheriff therein in certain cases; bill to incorporate the Austin Hook and Ladder Company; bill to amend the 110th section of an Act to

¹⁰ This Report of the Finance Committee cannot be found.